

ESTTA Tracking number: **ESTTA374317**

Filing date: **10/20/2010**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91184820
Party	Plaintiff Six Continents Hotels, Inc.
Correspondence Address	ALBERT ROBIN COWAN, LIEBOWITZ & LATMAN, P.C. 1133 AVENUE OF THE AMERICAS NEW YORK, NY 10036 UNITED STATES DKS@cll.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Carissa Alden
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Date	10/20/2010
Attachments	91184820 - CROWN.pdf (3 pages)(9980 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In re Application Serial No. 77/181734

For Mark: CROWN

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SIX CONTINENTS HOTELS, INC., :

Opposer, :

Opposition No. 91184820

v. :

CROWN MELBOURNE LIMITED, :

Applicant. :

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**MOTION ON CONSENT TO SUSPEND PROCEEDINGS
AND TO EXTEND DISCOVERY PERIOD IF OPPOSITION IS RESUMED**

Opposer, by and through counsel, hereby moves for an order to suspend proceedings in this matter for a period of one-hundred-eighty (180) days, from the prior end of the suspension of October 20, 2010 until **April 18, 2011**. Applicant's counsel consented to this motion, which is requested to allow the parties to engage in settlement discussions.

Progress has been made toward settlement of this matter, and thus, the parties have not engaged in discovery to date. The same parties are involved in six related oppositions in the United States pending before the Board. Applicant and Opposer previously entered into a coexistence agreement covering other parts of the world. However, the parties now need to negotiate settlement of not only these United States oppositions but also a pending dispute in Hong Kong. Applicant has forwarded a lengthy draft settlement agreement to Opposer. Opposer, part of a large global enterprise, is carefully reviewing the terms of that proposal with various business divisions internally and is involving foreign counsel as well. Opposer plans to

make comments on the draft settlement agreement shortly and will provide them to Applicant. If an agreement can be reached, it would resolve these United States proceedings, resulting in considerable savings to all involved.

If the Board grants this motion, in the event that the matter is taken out of suspense, the parties again request that the discovery cut off be reset to end on **October 16, 2011** and that the parties be given additional time as follows:

Initial Disclosures Due	May 19, 2011
Expert Disclosures Due	September 16, 2011
Discovery Closes	October 16, 2011
Plaintiff's Pretrial Disclosures	November 30, 2011
Plaintiff's 30-day Trial Period Ends	January 14, 2012
Defendant's Pretrial Disclosures	January 29, 2012
Defendant's 30-day Trial Period Ends	March 14, 2012
Plaintiff's Rebuttal Disclosures	March 29, 2012
Plaintiff's 15-day Rebuttal Period Ends	April 28, 2012

Dated: New York, New York
October 20, 2010

COWAN, LIEBOWITZ & LATMAN, P.C.

By /Deborah K. Squiers/
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing MOTION ON CONSENT TO SUSPEND PROCEEDINGS was sent via first class, postage paid mail to Applicant's attorney, Lucas J. Tucker, Esq., Lionel Sawyer & Collins, Ltd., 300 S. 4th Street, #1700, Las Vegas, NV 89101 on October 20, 2010.

/Carissa L. Alden/
Carissa L. Alden